

**AMENDMENT TO H.R. 4942, AS REPORTED
OFFERED BY MR. BILBRAY OF CALIFORNIA**

At the end of the bill, insert after the last section (preceding the short title) the following new section:

1 BANNING POSSESSION OF TOBACCO PRODUCTS BY
2 MINORS

3 SEC. _____. (a) IN GENERAL.—It shall be unlawful
4 for any individual under 18 years of age to possess any
5 cigarette or other tobacco product in the District of Co-
6 lumbia.

7 (b) EXCEPTIONS.—

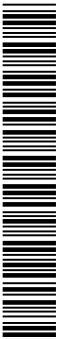
8 (1) POSSESSION IN COURSE OF EMPLOY-
9 MENT.—Subsection (a) shall not apply with respect
10 to an individual making a delivery of cigarettes or
11 tobacco products in pursuance of employment.

(2) PARTICIPATION IN LAW ENFORCEMENT OPERATION.—Subsection (a) shall not apply with respect to an individual possessing products in the course of a valid, supervised law enforcement operation.

(c) PENALTIES.—Any individual who violates sub-

section (a) shall be subject to the following penalties:

(1) For any violation, the individual may be required to perform community service or attend a tobacco cessation program.



1 (2) Upon the first violation, the individual shall
2 be subject to a civil penalty not to exceed \$50.

3 (3) Upon the second and each subsequent viola-
4 tion, the individual shall be subject to a civil penalty
5 not to exceed \$100.

6 (4) Upon the third and each subsequent viola-
7 tion, the individual may have his or her driving
8 privileges in the District of Columbia suspended for
9 a period of 90 consecutive days.

10 (d) EFFECTIVE DATE.—This section shall apply dur-
11 ing fiscal year 2001 and each succeeding fiscal year.

